

Susan J. Olson, SBN 152467
Anne Bevington, SBN 111320
STANTON, KAY & WATSON, LLP
101 New Montgomery, Fifth Floor
San Francisco, CA 94105
Telephone: (415) 512-3501
Facsimile: (415) 512-3515
Email: SusanO@skwsf.com

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

RANDY JENCO as CHAIRMAN and WILLIAM
FEYLING as CO-CHAIRMAN of the BOARD OF
TRUSTEES for the CARPENTERS HEALTH AND
WELFARE TRUST FUND for CALIFORNIA,

Plaintiff,

vs.

JAMES J. DAVLANTIS, an individual,

Defendant.

Case No.: C-05-3743 CW

**REQUEST FOR DISMISSAL OF JAMES J.
DAVLANTIS AND ~~PROPOSED~~ ORDER**

Now come the plaintiffs, hereinabove named, and request that the within action be dismissed in its entirety, without prejudice. No party has filed an answer or other responsive pleading herein.

DATE: November 11, 2005

STANTON, KAY & WATSON, LLP

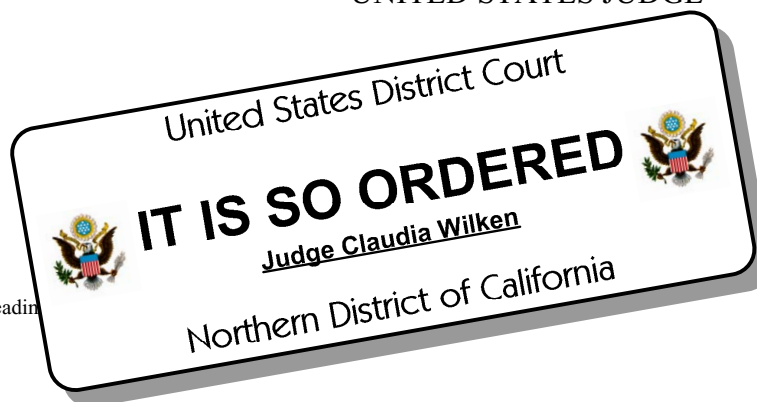
By /s/ Susan Olson
SUSAN J. OLSON
Attorneys for Plaintiffs

~~PROPOSED~~ ORDER

Pursuant to the aforesaid request, it is hereby ORDERED that defendant, JAMES J. DAVLANTIS is DISMISSED, WITHOUT PREJUDICE.

Dated: 11/16/05

CLAUDIA WILKIN
UNITED STATES JUDGE



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